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2 IN THE UNITED STATES DISTRICT COURT
3
4 FOR THE NORTHERN DISTRICT OF CALIFORNIA

5 D.R. Meyers Distributing Co., Inc.,

No. CV12-01885 JSW

6 Plaintiff,

7 **ORDER SCHEDULING TRIAL AND**
8 **PRETRIAL MATTERS**

9 v.

10 Professional Server Certification Corporation,

11 Defendant.
12 _____/

13 Following the Case Management Conference, IT IS HEREBY ORDERED that the Case
14 Management Statement is adopted, except as expressly modified by this Order. It is further
15 ORDERED that:

16 **A. DATES**

17 Jury Trial Date: 11/4/2013, at 8:00 a.m., 8 day estimate

18 Jury Selection: 10/31/2013 at 8:00 a.m.

19 Pretrial Conference: Monday, 10/21/2013, at 2:00 p.m.

20 Last Day to Hear Dispositive Motions: Friday, 8/2/2013, 9:00 a.m.

21 Last Day for Expert Discovery: 4/30/2013

22 Close of Non-expert Discovery: 6/28/2013

23 **B. DISCOVERY**

24 The parties are reminded that a failure voluntarily to disclose information pursuant to
25 Federal Rule of Civil Procedure 26(a) or to supplement disclosures or discovery responses
26 pursuant to Rule 26(e) may result in exclusionary sanctions. Thirty days prior to the close of
27 non-expert discovery, lead counsel for each party shall serve and file a certification that all
28 supplementation has been completed.

1 **C. ALTERNATIVE DISPUTE RESOLUTION**

2 By agreement of the parties, this matter is referred to private ADR, to be conducted by
3 November 1, 2012. The parties shall promptly notify the Court whether the case is resolved.

4 **D. PROCEDURE FOR AMENDING THIS ORDER**

5 No provision of this order may be changed except by written order of this court upon its
6 own motion or upon motion of one or more parties made pursuant to Civil. L. R. 7-1 or 7-1-(b)
7 without a showing of very good cause. If the modification sought is an extension of a deadline
8 contained herein, the motion must be brought before expiration of that deadline. The parties
9 may not modify the pretrial schedule by stipulation. A conflict with a court date set after the
10 date of this order does not constitute good cause. The parties are advised that if they stipulate to
11 a change in the discovery schedule, they do so at their own risk. The only discovery schedule
12 that the Court will enforce is the one set in this order. Additionally, briefing schedules that are
13 specifically set by the court may not be altered by stipulation; rather the parties must obtain
14 leave of Court.

15 **IT IS SO ORDERED.**

16 Dated: August 6, 2012

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19 JEFFREY S. WHITE
20 UNITED STATES DISTRICT JUDGE
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